



Attorney's Docket No. 35718/214291 (5718-183)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Crane, et al.
Appl No.: 09/832,320 Confirmation No. 8792
Filed: 4/10/01
For: MAIZE PATHOGENESIS-RELATED POLYNUCLEOTIDE AND METHODS OF USE

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

**SUBMITTAL OF DECLARATION
UNDER 37 C.F.R. § 1.63**

Sir:

Enclosed is a Declaration and Power of Attorney for the above-identified patent application that has been executed by the named inventors.

A check in the amount of \$130 is also enclosed to cover the surcharge under 37 C.F.R. § 1.16(e). Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

W. Murray Spruill
Registration No. 32,943

Customer No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Raleigh Office (919) 420-2200
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **Box Missing Parts**, Commissioner For Patents, Washington, DC 20231, on July 11, 2001.

Pamela Lockley
RTA01/2099448v1



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/832,320	04/10/2001	Emund H. Crane III	35718/214291 (5718-183)

CONFIRMATION NO. 8792

000826
ALSTON & BIRD LLP
BANK OF AMERICA PLAZA
101 SOUTH TRYON STREET, SUITE 4000
CHARLOTTE, NC 28280-4000

FORMALITIES LETTER



OC000000006067756

Date Mailed: 05/11/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION


FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

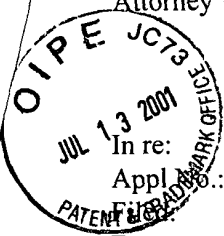
*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/15/2001 JADD01 00000143 09832320
710.00 OP
130.00 OP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:
Appl. No.:
For:

Crane, et al.
09/832,320
4/10/01

Confirmation No.: 8792

MAIZE PATHOGENESIS-RELATED POLYNUCLEOTIDE AND METHODS OF
USE

July 11, 2001

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Commissioner for Patents
Washington, DC 20231

**RESPONSE TO NOTICE TO
FILE MISSING PARTS OF APPLICATION**

Sir:

In response to the Notice to File Missing Parts of Application dated May 11, 2001, enclosed are
the following:

- ☒ Part 2 of Formalities Letter or Form PTO-1533
(Notice to File Missing Parts of Application)
- ☒ Declaration and Power of Attorney for the above-identified application which has been
executed by the named inventor(s)
- ☐ Applicant claims small entity status
- ☒ Check in the amount of \$840.00 to cover the filing fee of \$710.00 and the \$130.00 surcharge
under 37 C.F.R. § 1.16(e)
- ☐ English Translation and \$130.00 (37 CFR 1.17(k)) fee for filing late.
- ☒ Other: Information Disclosure Statement; 2 Citations

Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

W. Murray Spruill
Registration No. 32,943

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Pamela Lockley